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8			, DIGEDICE G	0.T.T.D.III	
9	UNITED STATES DISTRICT COURT				
10	CENTRAL DISTRICT OF CALIFORNIA  EASTERN DIVISION				
11	EASTERN DIVISION				
12	ALFRED G. CLARKE, No. 5:23-cv-02017-VBF-BFM				
13	Plaintiff,				
14	v. THE SHERIFF'S DEPARTMENT OF SAN BERNARDINO COUNTY, et al.,		ORDER ACCEPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION		
15 16					
17	Defendants.				
18					
19	Pursuant to 28 U.S.C. § 636, the Court has reviewed the First Amended				
20	Complaint, the records and files herein, and the Magistrate Judge's Report and				
21	Recommendation. No objections to the Report and Recommendation were filed.				
22	The Court accepts the recommendations of the Magistrate Judge.				
23	ACCORDINGLY, IT IS ORDERED:				
24	1. The Report and Recommendation is accepted.				
25	2. The First Amended Complaint is <b>dismissed without prejudice</b> .				
26	3. Defendant Herrera's Motion to dismiss (ECF 18) is <b>denied</b> as moot.				
27	4. Judgment s	hall be entered	dismissing this	s action with	out prejudice.
28					

The Court Clerk shall serve this Order and the Judgment on all 5. counsel or parties of record. /s/ Valerie Baker Fairbank May 16, 2025 DATED: HON. VALERIE BAKER FAIRBANK SENIOR UNITED STATES DISTRICT JUDGE 

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